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MARYLAND DEPARTMENT OF THE ENVIRONMENT
2500 Broening Highway • Baltimore, Maryland 21224
(410) 631-3000

William Donald Schaefer
Governor

David A.C. Carroll
Secretary

November 4, 1994

Mr. Peter Ludzia
Chief, DE/MD Section
Superfund General Remedial Branch
U.S. Environmental Protection Agency
Region III
841 Chestnut Building
Philadelphia PA 19107

RE: Southern Maryland Wood Treating Site, Hollywood, MD

Dear Mr. Ludzia:

The Waste Management Administration of the Maryland Department of the Environment has reviewed Ms. Stephanie Dehnhard's letter of October 24, 1994 regarding the subject site. The issues raised in the letter are quite significant. It is of concern to the Administration that these issues are just now being reviewed by your agency.

The Administration has considered the issues of "RCRA listed hazardous waste" and the "contained in policy" as it might apply to the contaminated soils at the subject site. With regard to the issue of "how clean is clean" and when soil, which is managed as listed waste because of the "contained in policy", may be considered to be non-listed as the result of treatment, the Administration has not adopted EPA's contained in policy and therefore we have no levels below which the treated residual would not continue to be regulated as a hazardous waste.

Both of the options identified as "solutions" to avoid RCRA Land Disposal Restrictions (LDRs) will result in significant increases in the remedial action costs. The possibility of managing "listed hazardous waste" on-site in a Corrective Action Management Unit (CAMU) is not viewed as a viable option by the Administration.

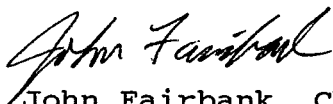
A possible alternative, which was not explored in the letter is to administratively "de-list" the soils at this site after remediation. The "de-listed" soils could then be "managed" as appropriate for the level of contamination still present in the media.

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Should you have any questions or comments, please do not hesitate to contact me at (410) 631-3440.

Sincerely,



John Fairbank, Chief
Federal/NPL Superfund Division

JF:amj

cc: Mr. Richard Collins
Mr. Robert A. DeMarco
Ms. Stephanie Dehnhard

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